

concerning the status of such arbitration proceedings. The Parties' Report of Settlement Conference does not reflect that plaintiffs' claims against HCMS and Wendco have been resolved. Moreover, the most recent Status Report (doc. 52) reflects that the arbitrator is presently considering certain discovery issues, such that it appears those arbitration proceedings are far from over. Nothing in this Order is intended to, or shall be construed as, dismissing plaintiffs' stayed claims against HCMS and Wendco. As to those causes of action and those defendants, the stay will remain in place, and HCMS and Wendco remain subject to the monthly status report obligation set forth in the October 19 Order.

DONE and **ORDERED** this 30th day of April, 2008.

s/ WILLIAM H. STEELE
UNITED STATES DISTRICT JUDGE